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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

Shamaneen Khan,

Plaintiff,

VS.

The Permanente Medical Group,
Incorporated, A California Corporation;
SEIU United Healthcare Workers-West, a
California Corporation and DOES 1-50,
inclusive,

Defendants.

Case No.: C08-01783 WHA

**STIPULATION OF PLAINTIFF KHAN
AND DEFENDANT SEIU, UNITED
HEALTHCARE WORKERS – WEST TO
DISMISS DEFENDANT SEIU, UNITED
HEALTHCARE WORKERS – WEST
AND ~~PROPOSED~~ ORDER
[FRCP 41(a)(1)]**

PENDING before the court for hearing on June 19, 2008, is the MOTION TO DISMISS
OF DEFENDANT SEIU, UNITED HEALTHCARE WORKERS – WEST filed against
PLAINTIFF SHAMANEEN KHAN.

FURTHER PENDING before the court for hearing on June 19, 2008, is the MOTION FOR REMAND OF PLAINTIFF SHAMANEEN KHAN filed against DEFENDANT SEIU, UNITED HEALTHCARE WORKERS – WEST and against DEFENDANT THE PERMANENTE MEDICAL GROUP.

1 IT IS HEREBY STIPULATED by and between PLAINTIFF KHAN AND DEFENDANT
2 SEIU, UNITED HEALTHCARE WORKERS – WEST through their attorneys of record to
3 dismiss DEFENDANT SEIU, UNITED HEALTHCARE WORKERS – WEST from this action
4 with prejudice pursuant to FRCP 41(a)(1) and with each party to bear their own attorneys' fees
5 and costs.
6

7 This STIPULATION makes MOOT the MOTION TO DISMISS OF DEFENDANT
8 SEIU, UNITED HEALTHCARE WORKERS – WEST and said MOTION TO DISMISS will be
9 dropped from the court's June 19 motion calendar.
10

11 This STIPULATION makes MOOT the MOTION FOR REMAND OF PLAINTIFF
12 KHAN against DEFENDANT SEIU, UNITED HEALTHCARE WORKERS – WEST **only**.

13 This STIPULATION has NO BEARING ON THE HEARING OF THE MOTION FOR
14 REMAND OF PLAINTIFF KHAN AGAINST DEFENDANT THE PERMANENTE MEDICAL
15 GROUP ON JUNE 19, 2008 AND SAID MOTION FOR REMAND AGAINST DEFENDANT
16 THE PERMANENTE MEDICAL GROUP WILL BE HEARD ON JUNE 19, 2008 OR ON A
17 DATE THEREAFTER SET.
18

19 **IT IS SO STIPULATED:** FRANKLIN EMPLOYMENT LAW GROUP

20 /s/
21 Dated: June 5, 2008 By: _____
22 EUGENE T. FRANKLIN
23 Attorneys for Plaintiff
24 Shamaneen Khan
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IT IS SO STIPULATED: WEINBERG, ROGER & ROSENFELD
A Professional Corporation

/s/
Date: June 5, 2008 By: _____

BRUCE A. HARLAND
Attorneys for Defendant
SEIU, UNITED HEALTHCARE WORKERS – WEST

IT IS SO ORDERED [PROPOSED]:

DEFENDANT SEIU, UNITED HEALTHCARE WORKERS – WEST is DISMISSED
from this action WITH PREJUDICE pursuant to FRCP 41(a)(1) and WITH EACH PARTY TO
BEAR THEIR OWN ATTORNEYS' FEES AND COSTS.

This STIPULATION makes MOOT the MOTION TO DISMISS OF DEFENDANT
SEIU, UNITED HEALTHCARE WORKERS – WEST and said MOTION TO DISMISS will be
dropped from the court's June 19, 2008 motion calendar.

This STIPULATION makes MOOT the MOTION FOR REMAND OF PLAINTIFF
KHAN against DEFENDANT SEIU, UNITED HEALTHCARE WORKERS – WEST **only**.

This STIPULATION has NO BEARING ON THE HEARING OF THE MOTION FOR
REMAND OF PLAINTIFF KHAN AGAINST DEFENDANT THE PERMANENTE MEDICAL
GROUP ON JUNE 19, 2008 AND SAID MOTION FOR REMAND AGAINST DEFENDANT
THE PERMANENTE MEDICAL GROUP WILL BE HEARD ON JUNE 19, 2008 OR ON A
DATE THEREAFTER SET.

Dated: June 6, 2008. _____

By: _____
THE HONORABLE WILLIAM H. ALSUP
DISTRICT COURT JUDGE

